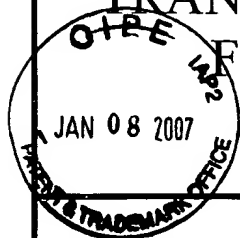


TRANSMITTAL FORM



| | |
|----------------------|-------------------------|
| Application Number | 09/587,525 |
| Filing Date | June 5, 2000 |
| First Named Inventor | Gerald Isaac Kestenbaum |
| Group Art Unit | 3629 |
| Examiner Name | Naresh Vig |
| Attorney Docket No. | 61384-016 |
| Patent No. | Not applicable |
| Issue Date | Not applicable |

ENCLOSURES (check all that apply)

| | | |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input checked="" type="checkbox"/> Copy of Fee Transmittal Form <input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____] <input checked="" type="checkbox"/> Petition for Extension of Time <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance | <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate) <input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input checked="" type="checkbox"/> Appeal Brief (77 pages) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) <input checked="" type="checkbox"/> Appendix A (17 pages) <input checked="" type="checkbox"/> Appendix B (11 pages) <input checked="" type="checkbox"/> Appendix C (31 pages) <input checked="" type="checkbox"/> Appendix D (1 page) <input checked="" type="checkbox"/> Appendix E (16 pages) <input checked="" type="checkbox"/> Appendix F (20 pages) <input checked="" type="checkbox"/> Appendix G (22 pages) |
|--|---|--|

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 5th day of January 2007.

Christine E. Ludwig
Christine E. Ludwig

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
Proskauer Rose LLP
One International Place
Boston, MA 02110-2600
Tel. No.: (617) 526-9600
Fax No.: (617) 526-9899

SIGNATURE BLOCK

Date: January 05, 2007
Reg. No.: 42,898
Tel. No.: (617) 526-9620
Fax No.: (617) 526-9899

Respectfully submitted,
David G. Miranda
David G. Miranda
Attorney for the Applicant
Proskauer Rose LLP
One International Place
Boston, MA 02110-2600

| Complete if Known | |
|----------------------|-------------------------|
| Application No. | 09/587,525 |
| Docket No. | 61384-016 |
| Filing Date | June 5, 2000 |
| First Named Inventor | Gerald Isaac Kestenbaum |
| Group No. | 3629 |
| Examiner Name | Naresh Vig |
| Confirmation No. | 7398 |

FEE CALCULATION (continued)

☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 16-2500.

☒ Required Fees (copy of this sheet enclosed).

☒ Additional fee required under 37 CFR 1.16 and 1.17.

☒ Overpayment Credit.

☒ Applicant claims small entity status. (deduct 50%)

4. ADDITIONAL FEES

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-----------------------|-----------------------|--|-----------------|
| 130 | 65 | Surcharge - late filing fee or oath | |
| 50 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 130 | 130 | Non-English specification | |
| 2,520 | 2,520 | Request for ex parte re-examination | |
| 120 | 60 | Extension for reply within 1 st mo. | 60 |
| 450 | 225 | Extension for reply within 2 nd mo. | |
| 1,020 | 510 | Extension for reply within 3 rd mo. | |
| 1,590 | 795 | Extension for reply within 4 th mo. | |
| 2,160 | 1,080 | Extension for reply within 5 th mo. | |
| 500 | 250 | Notice of Appeal | 250 |
| 500 | 250 | Filing a brief in support of an appeal | |
| 1,000 | 500 | Request for oral hearing | |
| 400 | 0 | Petitions to the Director | |
| 180 | 180 | Submission of IDS | |
| 790 | 395 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 790 | 395 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 100 | 100 | Certificate of Correction for applicant's error | |
| 130 | 65 | Submission of Terminal Disclaimer | |
| Other fee (Specify) | | | |
| Other fee (Specify) | | | |
| 4. TOTAL: | | | \$310.00 |

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | Filing | Search | Examination | Fee Paid |
|------------------|--------|--------|-------------|----------|
| Utility | 300 | 500 | 200 | |
| Design | 200 | 100 | 130 | |
| Plant | 200 | 300 | 160 | |
| Reissue | 300 | 500 | 600 | |
| Provisional | 200 | 0 | 0 | |

Small Entity Discount

| | |
|-----------------|-------------|
| 1. TOTAL | 0.00 |
|-----------------|-------------|

2. EXCESS CLAIM FEES

| Fee | Small Entity |
|-----|--------------|
|-----|--------------|

| | | Fee (\$) |
|--|---------------------|----------------------|
| Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent. | 50 | 25 |
| Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent. | 200 | 100 |
| Total Claims | Extra Claims | Fee Paid (\$) |

- 20 or HP= _____ x \$ _____ = _____

HP = highest number of total claims paid for, if greater than 20

| Indep. Claims | Extra Claims | Fee Paid (\$) |
|---------------|--------------|---------------|
|---------------|--------------|---------------|

- 3 or HP= x \$ =

HP = highest number of total claims paid for, if greater than 3

| | | | |
|---------------------------|----------------|------------------------------|---------------|
| Multiple Dependent Claims | Fee(\$) 360 | Small Entity fee (\$) 180 | Fee Paid (\$) |
|---------------------------|----------------|------------------------------|---------------|

2. TOTAL: 0.00

3. APPLICATION SIZE FEE

If the specification and drawing exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Additional 50 or fraction thereof | Fee (\$) | Fee Paid |
|-----------------|--------------|--------------------------------------|-------------------------------|-------------|
| -100= | 0 | /50= | round up to a whole number | x = 0.00 |

| | |
|-----------|------|
| 3. TOTAL: | 0.00 |
|-----------|------|

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Respectfully submitted,

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